

**SUPREME COURT MINUTES
WEDNESDAY, NOVEMBER 8, 2017
SAN FRANCISCO, CALIFORNIA**

S171998**PEOPLE v. DELEON
(SKYLAR JULIUS)**

Extension of time granted

Based upon Deputy Attorney General Theodore M. Cropley's representation that the respondent's brief is anticipated to be filed by May 15, 2018, an extension of time in which to file that brief is granted to January 9, 2018. After that date, only two further extensions totaling about 124 additional days are contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

S182059**PEOPLE v. VARNER (SCOTT
PAUL)**

Extension of time granted

On application of appellant, it is ordered that the time to serve and file appellant's opening brief is extended to January 12, 2018.

S244067**D'ARCO ON DISCIPLINE**

Recommended discipline imposed

The court orders that THOMAS RICHARD D'ARCO, State Bar Number 79929, is suspended from the practice of law in California for two years, execution of that period of suspension is stayed, and he is placed on probation for two years subject to the following conditions:

1. THOMAS RICHARD D'ARCO is suspended from the practice of law for a minimum of the first year of probation, and he will remain suspended until the following conditions are satisfied:
 - i. He makes restitution to the following payees (or reimburses the Client Security Fund, to the extent of any payment from the fund to the payees, in accordance with Business and Professions Code section 6140.5) and furnishes proof to the State Bar's Office of Probation in Los Angeles:
 - (1) Michelle Moschides in the amount of \$2,500 plus 10 percent interest per year from June 12, 2015; and
 - (2) Kevin McCormack in the amount of \$1,441 plus 10 percent interest per year from September 10, 2015.
 - ii. If he remains suspended for two years or more as a result of not satisfying the preceding condition, he must also provide proof to the State Bar Court of his rehabilitation, fitness to practice and present learning and ability in the general law before the suspension will

be terminated. (Rules Proc. of State Bar, tit. IV, Stds. for Atty. Sanctions for Prof. Misconduct, std. 1.2(c)(1).)

2. THOMAS RICHARD D'ARCO must also comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on July 26, 2017.
3. At the expiration of the period of probation, if THOMAS RICHARD D'ARCO has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

THOMAS RICHARD D'ARCO must also comply with California Rules of Court, rule 9.20 and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One half of the costs must be paid with his membership fees for each of the years 2019 and 2020. If THOMAS RICHARD D'ARCO fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

S244068**GREHL ON DISCIPLINE**

Recommended discipline imposed

The court orders that MICHAEL TODD GREHL, State Bar Number 228689, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and he is placed on probation for one year subject to the following conditions:

1. MICHAEL TODD GREHL must comply with the conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on July 10, 2017; and
2. At the expiration of the period of probation, if MICHAEL TODD GREHL has complied with the terms of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

MICHAEL TODD GREHL must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation within the same period. Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S244069**LEO ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that JEFFREY HANS LEO, State Bar Number 71640, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

JEFFREY HANS LEO must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S244070**MACKLIN ON DISCIPLINE**

Recommended discipline imposed

The court orders that DAPHNE LORI MACKLIN, State Bar Number 117189, is suspended from the practice of law in California for one year, execution of that period of suspension is stayed, and she is placed on probation for three years' subject to the following conditions:

1. DAPHNE LORI MACKLIN is suspended from the practice of law for the first 90 days of probation;
2. DAPHNE LORI MACKLIN must comply with the other conditions of probation recommended by the Hearing Department of the State Bar Court in its Order Approving Stipulation filed on July 11, 2017; and
3. At the expiration of the period of probation, if DAPHNE LORI MACKLIN has complied with all conditions of probation, the period of stayed suspension will be satisfied and that suspension will be terminated.

DAPHNE LORI MACKLIN must also take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order and provide satisfactory proof of such passage to the State Bar's Office of Probation in Los Angeles within the same period.

Failure to do so may result in suspension. (Cal. Rules of Court, rule 9.10(b).)

DAPHNE LORI MACKLIN must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may result in disbarment or suspension.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment. One-third of the costs must be paid with her membership fees for each of the years 2018, 2019, and 2020. If DAPHNE LORI MACKLIN fails to pay any installment as described above, or as may be modified by the State Bar Court, the remaining balance is due and payable immediately.

S244071**PETERSEN ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that CARY LEE PETERSEN, State Bar Number 173406, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

CARY LEE PETERSEN must make restitution to the following payees:

- (1) Rachael Bortolamedi in the amount of \$950 plus 10 percent interest per year from December 24, 2014; and

- (2) Chelsea Lemos-Sticlaru in the amount of \$1,500 plus 10 percent interest per year from October 24, 2014.

Any restitution owed to the Client Security Fund is enforceable as provided in Business and Professions Code section 6140.5, subdivisions (c) and (d).

CARY LEE PETERSEN must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S244073**SCHREIBER ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that KENNETH LEON SCHREIBER, State Bar Number 42372, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

KENNETH LEON SCHREIBER must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment

S244074**SZALONEK ON DISCIPLINE**

Recommended discipline imposed: disbarred

The court orders that KENNETH WILLIAM SZALONEK, State Bar Number 228803, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

KENNETH WILLIAM SZALONEK must make restitution to the following payees:

- (1) Fawaz Elmasri in the amount of \$1,790 plus 10 percent interest per year from October 29, 2014;
- (2) Michael Sternquist and DeAnna Sternquist in the amount of \$8,000 plus 10 percent interest per year from January 12, 2016;

Any restitution owed to the Client Security Fund is enforceable as provided in Business and Professions Code section 6140.5, subdivisions (c) and (d).

KENNETH WILLIAM SZALONEK must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

**BAR MISC. 4186 IN THE MATTER OF THE APPLICATION OF THE COMMITTEE
OF BAR EXAMINERS OF THE STATE BAR OF CALIFORNIA
FOR ADMISSION OF ATTORNEYS (MOTION NO. 1,337)**

The written motion of the Committee of Bar Examiners that the following named applicants, who have fulfilled the requirements for admission to practice law in the State of California, be admitted to the practice of law in this state is hereby granted, with permission to the applicants to take the oath before a competent officer at another time and place:

(SEE ORIGINAL APPLICATION FOR THE LIST OF NAMES ATTACHED.)

Fourth Appellate District, Div. 2 **TRANSFER ORDERS**

The following matters, now pending in the Court of Appeal, Fourth Appellate District, are transferred from Division Two to Division One:

1. E064635 People v. Domonic Cooper
2. E065089 People v. William Sumpter, Jr.
3. E065093 People v. Edly Atherley
4. E065414 People v. Albert Farrar
5. E065711 People v. Robert Mejia et al.
6. E065809 People v. Laquron McLeanlacy et al.
7. E066189 People v. Isiah Mincey
8. E066206 People v. Gabriel Madrigal et al.
9. E066423 People v. Justin Smith
10. E066606 People v. Carlos Hernandez
11. E064501 Maura Diaz et al. v. S & R Farm Labor Contractor, Inc.
12. E064934 Maura Diaz et al. v. Southern California Edison Company;
Circle K-5 Citrus Ranch Inc. et al.
13. E065936 In re the Marriage of Gary Chefetz and Rodney Walker
14. E065963 Markel Insurance Company v. Controlled Environment HVAC, Inc. et al.;
James Carver v. Controlled Environment HVAC, Inc. et al.
15. E067269 Teecha Chamblee v. Inland Behavioral and Health Services